

Dkt. #696-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : N. Rosen, et al.

U.S. Serial No.: 09/445,054

Filed : March 27, 2000 Examiner: J. Goldberg
Art Unit: 1614

For : A METHOD FOR TREATING CANCER

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357

October 17, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT IN RESPONSE TO
THE AUGUST 30, 2002 USPTO OFFICE COMMUNICATION
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

This Amendment is submitted in response to the August 30, 2002 USPTO Office Communication and the October 17, 2002 Telephone Conversation with Examiner Goldberg in connection with the above-identified application.

On April 26, 2002, the United States Patent and Trademark Office issued the Final Office Action, rejecting claims 1-3, 9-12, 27, 30, and 31. On July 26, 2002, Applicants timely filed the Amendment in Response to April 26, 2002 Final Office Action along with the Notice of Associate Power of Attorney, New Attorney Docket and Correspondence Address. In the August 30, 2002 Office Communication in Response to the July 26 Amendment, the Examiner stated that the proposed amendment will not be entered because they raise new issues that would require further consideration and/or search and the request for reconsideration has been considered but does not place the

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Page : 2

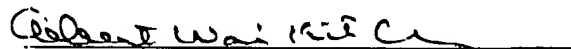
application in condition for allowance. On September 26, 2002, Applicants filed the Request for Continued Examination (RCE) with the Request for Two-Month Extension of Time and paid by check the fees of ELEVEN THOUSAND FORTY DOLLARS (\$1140.00) as required under 37 C.F.R. § 1.17(e).

Applicants hereby request the Examiner to enter for Continued Examination the July 26, 2002 Amendment which is attached hereto as Exhibit A. During the October 17, 2002 Telephone Conversation with Examiner Goldberg, he stated that he had received the September 26, 2002 RCE and would provide further consideration and/or search once the Amendment is submitted.

No fee is deemed necessary in connection with the filing of this Amendment. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone at the number provided below.

Respectfully submitted,



Albert Wai-Kit Chan
Registration No. 36,479
Attorney for Applicants
Law Offices of
Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357
Tel: (718) 357-8836
Fax: (718) 357-8615
e-mail: kitchanlaw@aol.com